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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

MOOG INC.,

Plaintiff,

v

SKYRYSE, INC., ROBERT ALIN
 PILKINGTON, MISOOK KIM, and
 DOES NOS. 1-50,

Defendants.

SKYRYSE, INC.,

Counterclaimant,

v

MOOG INC.,

Counterclaim-Defendant.

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 Counterclaimant Skyryse, Inc.*

Case No. 2:22-cv-09094-GW-MAR

**JOINT STIPULATION
 REGARDING BRIEFING AND
 HEARING SCHEDULE ON THE
 PARTIES' RESPONSIVE
 PLEADINGS**

Complaint Filed: March 7, 2022
 Counterclaims Filed: January 30, 2023

1 IT IS HEREBY STIPULATED by and between Plaintiff and
 2 Counterdefendant Moog Inc. (“Moog”) and Defendant and Counterclaimant
 3 Skyryse, Inc. (“Skyryse”) (Moog and Skyryse are collectively referred to as the
 4 “Parties”) through their respective attorneys of record, as follows:

5 WHEREAS, on April 27, 2023, the Parties’ filed a Joint Stipulation Regarding
 6 Deadline for Moog’s Motion for Leave to File Amended Complaint, and
 7 Defendants’ Responses Thereto (the “Stipulation”) (Dkt. 461);

8 WHEREAS, the Parties’ agreed that “Defendants would have 21 days to
 9 respond to any Amended Complaint filed by Moog, including any amended
 10 counterclaims responsive to the Court’s MTD Order, with the 21 day period
 11 commencing upon the later of: 1) the Court’s ruling on Moog’s forthcoming Motion
 12 for Leave to File an Amended Complaint; or 2) the entry of any Amended Complaint
 13 filed by Moog.” (Dkt. 461 at 5);

14 WHEREAS, on July 21, 2023, Moog filed its Amended Complaint (Dkt. 579);

15 WHEREAS the Stipulation was made “without prejudice to Defendants’
 16 ability to seek leave for additional time to respond to Moog’s Amended Complaint.”
 17 (Dkt. 461 at n.1.)

18 WHEREAS, Moog has raised the possibility it will move to dismiss Skyryse’s
 19 Amended Counterclaims;

20 WHEREAS, to set a schedule for the Parties’ respective motions to dismiss
 21 and to provide Skyryse additional time to file its Amended Counterclaims, the
 22 Parties’ agreed to the following schedules on Skyryse’s Amended Counterclaims,
 23 Skyryse’s Motion to Dismiss Moog’s Amended Complaint, and Moog’s
 24 contemplated Motion to Dismiss Skyryse’s Amended Counterclaims;

25 WHEREAS, Skyryse’s Motion to Dismiss Moog’s Amended Complaint is
 26 due on August 11, 2023.

27 NOW THEREFORE, subject to the Court’s approval, the Parties stipulate
 28

1 and agree that:

- 2 1. Moog's Opposition to Skyryse's Motion to Dismiss Moog's Amended
3 Complaint is due on September 5, 2023.
- 4 2. Skyryse's Reply in Support of its Motion to Dismiss Moog's
5 Amended Complaint is due on September 18, 2023.
- 6 3. The hearing on Skyryse's Motion to Dismiss Moog's Amended
7 Complaint will take place on October 5, 2023 (or anytime thereafter
8 that is convenient for the Court).
- 9 4. Skyryse's Amended Counterclaims are due on August 25, 2023.
- 10 5. Moog's responsive pleading to Skyryse's Amended Counterclaims,
11 including any Motion to Dismiss, is due on September 21, 2023.
- 12 6. Skyryse's Opposition to Moog's Motion to Dismiss, if any, is due on
13 October 12, 2023.
- 14 7. Moog's Reply in Support of its Motion to Dismiss, if any, is due on
15 October 26, 2023.
- 16 8. The hearing on Moog's Motion to Dismiss Skyryse's Amended
17 Counterclaims, if any, will take place on November 13, 2023 (or
18 anytime thereafter that is convenient for the Court).

19
20 **IT IS SO STIPULATED.**

21
22 Dated: August 11, 2023

23
24 **SHEPPARD, MULLIN, RICHTER &
25 HAMPTON LLP**

26 By: /s/ Kazim A. Naqvi
27 Kazim A. Naqvi
28 Counsel for Plaintiff and Counterdefendant
Moog Inc.

LATHAM & WATKINS LLP

By: /s/ Gabriel S. Gross

Gabriel S. Gross

Counsel for Defendant and Counterclaimant
Skyryse, Inc.

ATTESTATION

Pursuant to Civil Local Rule 5-4.3.4(a)(2)(i), I, Gabriel S. Gross, attest that
concurrence in the filing of this document has been obtained by all signatories.

Dated: August 11, 2023

/s/ Gabriel S. Gross

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